

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

\* \* \* \* \*

Bradley Allen McHorse,

Plaintiff,

v.

ORDER ADOPTING  
REPORT AND RECOMMENDATION

The State of Minnesota, et al.,

Defendants.

Civ. No. 13-837 (MJD/LIB)

\* \* \* \* \*

Based upon the Report and Recommendation of United States Magistrate Judge Leo I. Brisbois, and after an independent review of the files, records and proceedings in the above-titled matter, **IT IS ORDERED:**

1. Plaintiff's motion for leave to proceed in forma pauperis, (Docket No. 2), is **DENIED**; and

2. This action is **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C. §1915(e)(2)(B)(ii).

DATED: May 29, 2013  
At Minneapolis, Minnesota

s/Michael J. Davis  
Michael J. Davis, Chief Judge  
United States District Court